## **CENTRAL FAX CENTER**

MAR 1 5 2006

No.8300 P. 2

Ref. No.: 12439-0189

Modified PTO/SB/31 (08-03)

| NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF APPEALS AND INTERFERENCES  |               | Docket Number (Optional):<br>P116D1-US |  |
|---|---------------|--|--|
| CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO at (571) 273-8300 or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 223/13-1450 on March 15, 2006. | Appl. No.     | 10/651,821                             |  |
|   | Filing Date   | August 29, 2003                        |  |
|   | Inventor(s):  | Mathieu et al.                         |  |
|   | Examiner Name | Rick K. Chang                          |  |
|   | Art Unit      | 3729                                   |  |

| Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.   |  |  |
|---|--|--|
| e for this Notice of Appeal is (37 CFR 1.17(b))   | \$ <u>500.00</u>   |  |
| Applicant claims small entity status. See 37 CFR 1.27. If the fee shown above is reduced by half, and the resulting   |  |  |
| A check in the amount of the fee is enclosed.   | ·  |  |
| Payment by credit card. Form PTO-2038 is attached.  |  |  |
| The Director has already been authorized to charge fees in this application to a Deposit Account.  I have enclosed a duplicate copy of this sheet.  |  |  |
| The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. <u>500843</u> (order no. 12439-0050).                                    |  |  |
| A petition for an extension of time under 37 CFR 1.136(a) is enclosed.  |  |  |
| WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038                       |  |  |
| e   | 11 1/1   |  |
| applicant/inventor.   | N. Kenzieth Burraston  |  |
| assignee of record of the entire interest.<br>See 37 CFR 3 71. Statement under 37 CFR 3 73(b) is enclosed.  | Kirton & McConkie<br>1800 Eagle Gate Tower   |  |
| attorney or agent of record Registration number 39,923  | 60 East South Temple P.O. Box 45120 Solt Later Circ. User 84111, 1004  |  |
| attorney or agent acting under 37 CFR 1.34(a).  Registration number if acting under 37 CFR 1.34(a). 39,923  | Salt Lake City, Utah 84111-1004<br>Telephone: (801) 323-5934<br>Fax: (801) 321-4893  |  |
|   | Date: March 15, 2006   |  |
| NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below. |  |  |
| *Total of forms are submitted.  | 03/16/2006 TL0111 00000024 10651821<br>01 FC:1481 500.00 OP  |  |
|   | her.  The for this Notice of Appeal is (37 CFR 1.17(b))  Applicant claims small entity status. See 37 CFR 1.27. The fee shown above is reduced by half, and the resulting A check in the amount of the fee is enclosed.  Payment by credit card. Form PTO-2038 is attached. The Director has already been authorized to charge fees in I have enclosed a duplicate copy of this sheet.  The Director is hereby authorized to charge any fees which overpayment to Deposit Account No. 500843 (order no. 1)  A petition for an extension of time under 37 CFR 1.136(a)  WARNING: Information on this form may become public included on this form. Provide credit card information and applicant/inventor.  assignee of record of the entire interest.  See 37 CFR 3 71. Statement under 37 CFR 3 73(b) is enclosed. attorney or agent of record Registration number 39.923  attorney or agent acting under 37 CFR 1.34(a). Registration number if acting under 37 CFR 1.34(a). 39.923  Signatures of all the inventors or assignces of record of the entative(s) are required. Submit multiple forms if more than that it is a signature of the entative of th |  |